

**U.S. District Court  
Eastern District of New York (Brooklyn)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01034-MKB-SMG**

Minkovski et al v. US Department of Treasury  
Assigned to: Judge Margo K. Brodie  
Referred to: Magistrate Judge Steven M. Gold  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/16/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: Federal Question

**Plaintiff****Alyona Minkovski**

represented by **Samuel M. Leaf**  
The Law Office of Samuel M. Leaf, LLC  
325 East 57th Street  
New York, NY 10022  
646-584-4486  
Fax: 203-221-0498  
Email: [sleaf@samuelmleaf.com](mailto:sleaf@samuelmleaf.com)  
**ATTORNEY TO BE NOTICED**

**Plaintiff****Matthew Stoller**

represented by **Samuel M. Leaf**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****US Department of Treasury**

represented by **Kathleen Anne Mahoney**  
United States Attorneys Office  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, NY 11201-1820  
(718)254-6026  
Fax: (718)254-6081  
Email: [Kathleen.Mahoney@usdoj.gov](mailto:Kathleen.Mahoney@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Rukhsanah L. Singh**  
United States Attorney's Office for the  
Eastern District  
271 Cadman Plaza East  
Brooklyn, NY 11201  
718-254-6498  
Fax: 718-254-6081  
Email: [rukhsanah.singh@usdoj.gov](mailto:rukhsanah.singh@usdoj.gov)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
02/16/2018	<u>1</u>	COMPLAINT against All Defendants filing fee \$ 400, receipt number 0207-10209223 Was the Disclosure Statement on Civil Cover Sheet completed –Yes,, filed by Alyona Minkovski, Matthew Stoller. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Proposed Summons, # <u>3</u> Exhibit, # <u>4</u> Exhibit) (Leaf, Samuel) (Entered: 02/16/2018)
02/21/2018		Case Assigned to Judge Margo K. Brodie and Magistrate Judge Steven M. Gold. Please download and review the Individual Practices of the assigned Judges, located on our <a href="#">website</a> . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. (Davis, Kimberly) (Entered: 02/21/2018)

02/21/2018	<u>2</u>	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that <i>if</i> all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically <b>only if all</b> parties wish to consent. The form may also be accessed at the following link: <a href="http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf">http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf</a> . <b>You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent.</b> (Davis, Kimberly) (Entered: 02/21/2018)
02/21/2018	<u>3</u>	This attorney case opening filing has been checked for quality control. See the attachment for corrections that were made, if any. (Davis, Kimberly) (Entered: 02/21/2018)
02/21/2018		NOTICE: The Proposed summons is rejected; Please see <u>3</u> . The Clerk's Office cannot issue the summons. Counsel is advised to submit completed proposed summons using the event Proposed Summons/Civil Cover Sheet. (Davis, Kimberly) (Entered: 02/21/2018)
03/01/2018	<u>4</u>	Proposed Summons. Re <u>1</u> Complaint, by Alyona Minkovski, Matthew Stoller (Leaf, Samuel) (Entered: 03/01/2018)
03/02/2018	<u>5</u>	Summons Issued as to US Department of Treasury, U.S. Attorney and U.S. Attorney General (Davis, Kimberly) (Entered: 03/02/2018)
04/09/2018	<u>6</u>	ANSWER to <u>1</u> Complaint, by US Department of Treasury. (Singh, Rukhsanah) (Entered: 04/09/2018)
04/11/2018	<u>7</u>	SCHEDULING ORDER: An in-person initial conference will be held at <b>10:30 a.m.</b> on <b>May 4, 2018</b> before the undersigned in Courtroom 13-D South. Counsel for all parties must attend. Counsel for plaintiff is directed to immediately confirm this conference date and time with defendant's counsel. Adjournment requests will not be considered unless made in accordance with this Court's Individual Rules. Ordered by Magistrate Judge Steven M. Gold on 4/11/2018. (Attachments: # <u>1</u> Chambers Individual Rules) (Gillespie, Saudia) (Entered: 04/11/2018)
05/04/2018	<u>8</u>	Minute Entry: Initial Conference Hearing held on 5/4/2018 before Magistrate Judge Steven M. Gold. Leaf for plaintiffs, Singh for defendant. The parties request 30 days to determine whether the manner in which the case will proceed, and whether court intervention is warranted. COUNSEL SHALL SUBMIT A STATUS REPORT BY JUNE 4, 2018. The report shall suggest a date for either a further conference or an updated status report. (Gillespie, Saudia) (Entered: 05/07/2018)
06/04/2018	<u>9</u>	STATUS REPORT by US Department of Treasury (Singh, Rukhsanah) (Entered: 06/04/2018)
06/05/2018		STATUS REPORT ORDER: Counsel shall file a joint status report letter by June 25, 2018. Ordered by Magistrate Judge Steven M. Gold on 6/5/2018. (Gillespie, Saudia) (Entered: 06/05/2018)
06/25/2018	<u>10</u>	STATUS REPORT by US Department of Treasury (Singh, Rukhsanah) (Entered: 06/25/2018)
06/25/2018		SCHEDULING ORDER: A telephone conference will be held at <b>12:30 p.m.</b> on <b>June 27, 2018</b> before the undersigned. Counsel for all parties must participate. Counsel for defendant is directed to arrange the call with all parties as well as immediately confirm this conference date and time with plaintiff's counsel. Adjournment requests will not be considered unless made in accordance with this Court's Individual Rules. Ordered by Magistrate Judge Steven M. Gold on 6/25/2018. (Gillespie, Saudia) (Entered: 06/25/2018)
06/27/2018	<u>11</u>	Minute Entry: Telephone Conference held on 6/27/2018 before Magistrate Judge Steven M. Gold. Leaf for plaintiffs, Singh for defendant. Defendant will submit a letter by July 6 that proposes a time frame for producing the document(s) that plaintiffs are seeking in this action. (Gillespie, Saudia) (Entered: 06/28/2018)

07/06/2018	<u>12</u>	STATUS REPORT by US Department of Treasury (Singh, Rukhsanah) (Entered: 07/06/2018)
07/09/2018		SCHEDULING ORDER: A telephone conference will be held at 10:30 a.m. on July 18, 2018 before the undersigned. Counsel for all parties must participate. Counsel for plaintiff is directed to arrange the call with all parties as well as immediately confirm this conference date and time with defendant's counsel. Counsel shall be prepared to address <u>12</u> Status Report Letter. Adjournment requests will not be considered unless made in accordance with this Court's Individual Rules. Ordered by Magistrate Judge Steven M. Gold on 7/9/2018. (Gillespie, Saudia) (Entered: 07/09/2018)
07/18/2018	<u>13</u>	Minute Entry: Telephone Conference held on 7/18/2018 before Magistrate Judge Steven M. Gold. Leaf for plaintiffs, Singh for defendant. Plaintiffs may file an amended complaint on consent by August 10; defendant reserves all affirmative defenses. Defendant will submit a pre-motion conference application in anticipation of moving for summary judgment by September 12, 2018. Plaintiffs reserve their right to seek discovery pursuant to Fed. R. Civ. P. 56(d) before submitting opposition to the motion; defendant advises it will likely oppose such discovery if sought. (Gillespie, Saudia) (Entered: 07/18/2018)
07/31/2018	<u>14</u>	NOTICE of Appearance by Kathleen Anne Mahoney on behalf of All Defendants (aty to be noticed) (Mahoney, Kathleen) (Entered: 07/31/2018)
08/10/2018	<u>15</u>	AMENDED COMPLAINT against All Plaintiffs, filed by Alyona Minkovski, Matthew Stoller. (Leaf, Samuel) (Entered: 08/10/2018)
09/12/2018	<u>16</u>	ANSWER to <u>15</u> Amended Complaint by US Department of Treasury. (Mahoney, Kathleen) (Entered: 09/12/2018)
09/12/2018	<u>17</u>	Letter to Honorable Margo K. Brodie requesting pre-motion conference for contemplated motion for summary judgment by US Department of Treasury (Mahoney, Kathleen) (Entered: 09/12/2018)
09/20/2018		ORDER re <u>17</u> Letter to Honorable Margo K. Brodie requesting pre-motion conference for contemplated motion for summary judgment. Defendant's request for a Pre Motion Conference is granted in part and denied in part. The parties are directed to confer and file a proposed briefing schedule for defendant's anticipated motion. Ordered by Judge Margo K. Brodie on 9/20/2018. (Morel, Christopher) (Entered: 09/20/2018)
10/02/2018	<u>18</u>	Proposed Scheduling Order Letter to Honorable Margo K. Brodie setting forth proposed briefing schedule for Defendant's motion for summary judgment by US Department of Treasury (Mahoney, Kathleen) (Entered: 10/02/2018)
10/03/2018		ORDER re <u>18</u> Proposed Scheduling Order. The Court adopts the proposed briefing schedule. Defendant's motion shall be served on or before November 1, 2018; Plaintiff's opposition shall be served on or before December 3, 2018; Defendant's reply, if any, shall be served on or before December 17, 2018. Ordered by Judge Margo K. Brodie on 10/3/2018. (Morel, Christopher) (Entered: 10/03/2018)
11/01/2018	<u>19</u>	Letter to Plaintiff's counsel enclosing Defendant's motion for summary judgment by US Department of Treasury (Mahoney, Kathleen) (Entered: 11/01/2018)
12/03/2018	<u>20</u>	Letter by Alyona Minkovski, Matthew Stoller (Leaf, Samuel) (Entered: 12/03/2018)
12/14/2018	<u>21</u>	Consent MOTION for Extension of Time to File until December 24, 2018 Defendant's Reply Memorandum of Law and to file the parties fully briefed motion by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/14/2018)
12/14/2018		ORDER granting <u>21</u> Motion for Extension of Time to File. The Court grants Defendant's request on consent. Defendant's reply shall be served on or before December 24, 2018. Ordered by Judge Margo K. Brodie on 12/14/2018. (Morel, Christopher) (Entered: 12/14/2018)
12/26/2018	<u>22</u>	Letter to Plaintiffs' counsel enclosing Defendant's reply by US Department of Treasury (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>23</u>	Monthly MOTION for Summary Judgment by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)

12/26/2018	<u>24</u>	RULE 56.1 STATEMENT re <u>23</u> Monthly MOTION for Summary Judgment <i>Defendant's Statement Pursuant to Local Civil Rule 56.1</i> filed by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>25</u>	AFFIDAVIT/DECLARATION in Support re <u>23</u> Monthly MOTION for Summary Judgment <i>Declaration of Andrew B. Stein dated October 31, 2018</i> filed by US Department of Treasury. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>26</u>	MEMORANDUM in Support re <u>24</u> Rule 56.1 Statement, <u>25</u> Affidavit in Support of Motion, <u>23</u> Monthly MOTION for Summary Judgment <i>Memorandum of Law in Support of Defendant's Motion for Summary Judgment</i> filed by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>27</u>	MEMORANDUM in Opposition re <u>23</u> Monthly MOTION for Summary Judgment <i>Plaintiff's Memorandum of Law in Opposition to Defendant's Motion for Summary Judgment</i> filed by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>28</u>	AFFIDAVIT/DECLARATION in Opposition re <u>23</u> Monthly MOTION for Summary Judgment <i>Declaration of Samuel M. Leaf dated December 3, 2018</i> filed by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>29</u>	REPLY in Support re <u>26</u> Memorandum in Support, <u>24</u> Rule 56.1 Statement, <u>25</u> Affidavit in Support of Motion, <u>23</u> Monthly MOTION for Summary Judgment <i>Reply Memorandum of Law in Further Support of Defendant's Motion for Summary Judgment</i> filed by US Department of Treasury. (Mahoney, Kathleen) (Entered: 12/26/2018)
12/26/2018	<u>30</u>	Letter to Honorable Margot K. Brodie enclosing courtesy copy of Defendant's fully briefed motion for summary judgment by US Department of Treasury (Mahoney, Kathleen) (Entered: 12/26/2018)